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PATENT

1772
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12-4-03
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Practitioner's Docket U 011574-0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Kari KIRJAVAINEN, et al.

Serial No.: 08/981,360

Group No.: 1772

Filed: December 1, 1997

Examiner: C. Bruenjes

For: TUBULAR PRODUCT AND AN EXTRUSION APPARATUS AND METHOD

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

WARNING: *Failure to file a complete response in compliance with § 1.135(c) leads to a reduction in patent term adjustment - See § 1.704(c)(7).*

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is

- a small entity. A statement:
 - is attached.
 - was already filed.
- other than a small entity.

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. 1.8(a)

37 C.F.R. 1.10*

- with sufficient postage as first class mail.

as "Express Mail Post Office to Address"
Mailing Label No. _____ (mandatory)

TRANSMISSION

- transmitted by facsimile to the Patent and Trademark Office.

Date: September 8, 2003

Signature

09/11/2003 SMINASS1 00000122 08981360

William R. Evans

01 FC:1252

410.00 OP

(type or print name of person certifying)

Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

EXTENSION OF TERM

NOTE: "Extension of Time in Patent Cases (Supplement Amendments) — If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G. 34-35).

NOTE: See 37 C.F.R. §1.645 for extensions of time in interference proceedings, and 37 C.F.R. § 1.550(c) for extensions of time in reexamination proceedings.

NOTE: 37 C.F.R. § 1.704(b)" . . . an applicant shall be deemed to have failed to engage in reasonable efforts to conclude processing or examination of an application for the cumulative total of any periods of time in excess of three months that are taken to reply to any notice or action by the Office making any rejection, objection, argument, or other request, measuring such three-month period from the date the notice or action was mailed or given to the applicant, in which case the period of adjustment set forth in § 1.703, shall be reduced by the number of days, if any, beginning on the day after the date that is three months after the date of mailing or transmission of the Office communication notifying the applicant of the rejection, objection, argument, or other request and ending on the date the reply was filed. The period, or shortened statutory period, for reply that is set in the Office action or notice has no effect on the three-month period set forth in this paragraph."

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

(complete (a) or (b), as applicable)

(a) Applicant petitions for an extension of time under 37 C.F.R. 1.136
(fees: 37 C.F.R. 1.17(a)(1)-(4)) for the total number of months checked below:

Extension <u>months</u>	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input checked="" type="checkbox"/> two months	\$ 410.00	\$ 205.00
<input type="checkbox"/> three months	\$ 930.00	\$ 465.00
<input type="checkbox"/> four months	\$ 1,450.00	\$ 725.00

Fee: \$ 410.00

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

An extension for _____ months has already been secured. The fee paid therefor of
\$ _____ is deducted from the total fee due for the total months of extension
now requested.

Extension fee due with this request \$ _____

1

OR

(b) Applicant believes that no extension of term is required. However, this is a
conditional petition being made to provide for the possibility that applicant has
inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

						SMALL ENTITY		OTHER THAN A SMALL ENTITY	
(Col. 1)		(Col. 2)		(Col. 3)					
Claims Remaining After Amendment		Highest No. Previously Paid For		Present Extra		Addit. Fee		Addit. Fee	
Total	*	Minus	**	=	x \$ 9=	\$	x \$ 18=	\$	
Indep.	*	Minus	***	=	x \$ 42=	\$	x \$ 84=	\$	
<input type="checkbox"/> First Presentation of Multiple Dependent Claims					+ \$140=	\$	+ \$280=	\$	
					Total Addit. Fee	\$ ____	OR	Total Addit. Fee	\$ ____

* If the entry in Col. 1 is less than the entry in Col. 2, write "O" in Col. 3.
 ** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, enter "20".
 *** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".
 The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

WARNING: *"After final rejection or action (§ 1.113) amendments may be made canceling claims or complying with any requirement of form which has been made." 37 C.F.R. 1.116(a) (emphasis added).*

(complete (c) or (d), as applicable)

(c) No additional fee for claims is required.

OR

(d) Total additional fee for claims required \$ _____

FEE PAYMENT

5. Attached is a check in the sum of \$ 410.00
 Charge Account No. 12-0425 the sum of \$ _____
 A duplicate of this transmittal is attached.

FEE DEFICIENCY

NOTE: *If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).*

6. If any additional extension and/or fee is required, charge Account No. 12-0425.

AND/OR

If any additional fee for claims is required, charge Account No. 12-0425



SIGNATURE OF PRACTITIONER

Reg. No.

William R. Evans, 25858, (212) 708-1930
(type or print name of practitioner)

Tel. No.

P.O. Address

Customer No.

c/o Ladas & Parry
26 West 61 Street
New York, N.Y. 10023



Practitioner's Docket No. U 01574-0

receipt PT
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Kari KIRJAVAINEN, et al.

Serial No.: 08/981,360

Group No.: 1772

Filed: December 1, 1997

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For: TUBULAR PRODUCT AND AN EXTRUSION APPARATUS AND METHOD

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

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REQUEST FOR CORRECTED FILING RECEIPT

1. Attached is a copy of the official filing receipt received from the PTO in the above application for which issuance of a corrected filing receipt is respectfully requested.
2. There is an error with respect to the following data, which is:

incorrectly entered

and/or

omitted.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Date: September 8, 2003

FACSIMILE

transmitted by facsimile to the Patent and Trademark Office.

Signature

William R. Evans

(type or print name of person certifying)

<i>Error in</i>		<i>Correct data</i>
1. <input type="checkbox"/>	Applicant's name	1.
2. <input type="checkbox"/>	Applicant's address	2.
3. <input type="checkbox"/>	Title	3.
4. <input type="checkbox"/>	Filing Date	4.
5. <input type="checkbox"/>	Serial Number	5.
6. <input type="checkbox"/>	Foreign/PCT Application Re:	6.
7. <input checked="" type="checkbox"/>	Other	7. Div. of 08/981,219

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SIGNATURE OF PRACTITIONER

Reg. No.:

William R. Evans, 25858, (212) 708-1930
(type or print name of practitioner)

Tel. No.: ()

Customer No.:

c/o Ladas & Parry
26 West 61st Street
New York, N.Y. 10023



Commissioner for Patents
Washington, DC 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
08/981,360	12/18/1997	1772	1060	U 011574-0	4	14	3

CONFIRMATION NO. 3410

WILLIAM R. EVANS
c/o LADAS & PARRY
26 WEST 61 STREET
NEW YORK, NY 10023

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TRADEMARK OFFICE

FEB 19 2003

FILING RECEIPT



OC000000009520149

L.P.

Date Mailed: 02/13/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Kari Kirjavainen, Espoo, FINLAND;
Jyri Jarvenkyla, Hollola, FINLAND;

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted: 02/12/2003

Projected Publication Date: None, application is not eligible for pre-grant publication

Non-Publication Request: No

Early Publication Request: No

Title

Tubular product and an extrusion apparatus and method

Preliminary Class

428

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APPLICATION NUMBER	FILING OR 371(c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
08/981,360	12/18/1997	Kari Kirjavainen	U 011574-0

WILLIAM R. EVANS
c/o LADAS & PARRY
26 WEST 61 STREET
NEW YORK, NY 10023



OC000000010947466

CONFIRMATION NO. 3410

Date Mailed: 09/30/2003

RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

Domestic Continuity and Foreign Priority

In response to your request for a corrected Filing Receipt, the Office is unable to comply with the request because:

- The priority or continuity claim has not been entered because it was not filed during the required time period. Applicant may wish to consider filing a petition to accept an unintentionally delayed claim for priority. See 37 CFR 1.55 or 1.78.
- Continuity claimed under 35 U.S.C. § 120 cannot be added to the Filing Receipt without the applicant supplying the relationship (continuation, divisional, or continuation-in-part) in an Application Data Sheet or amendment to the first page of the specification.
- A claim for priority cannot be made based on an application filed after the application making the claim.
- Domestic benefit and foreign priority claims will not be captured in a provisional application. A provisional application is not entitled to a right of priority or to the benefit of an earlier filing date of any other application. See 35 U.S.C. § 111(b)(7) and 37 CFR 1.53(c)(4).
- A domestic continuity claim cannot be made to a foreign application and the filing receipt will only list the foreign country, application number, and filing date.
- Foreign priority will appear on the Filing Receipt in the following order: **Country, Application number, Filing date.**
- This application is the result of a conversion from a provisional application. Priority based on such application cannot be made since it no longer exists as a provisional application.
- The application(s) to which priority is claimed were filed over a year prior to the filing date of this

application. Therefore, the referenced application(s) cannot be claimed as domestic or foreign priority.

- To change the benefit claim of a U.S. prior-filed application, applicant must amend the first sentence of the specification (if the benefit claim is referenced in the specification), or provide a supplemental application data sheet (ADS) (if the benefit claim was submitted in an ADS), with the desired benefit claim. Note that once a benefit claim is deleted, applicant will not be able to claim such prior-filed application again, if the above-identified application was filed on or after November 29, 2000.
- To change a foreign priority claim, applicant must submit a supplemental oath or declaration (if the priority claim is referenced in the oath or declaration), or a supplemental application data sheet (ADS) (if the priority claim was submitted in an ADS), with the desired priority claim. If a supplemental ADS is submitted, any deletions should be shown with strikeouts. Note that once a priority claim is deleted, applicant will not be able to claim such foreign application again, if the above-identified application was filed on or after November 29, 2000.

M. Stephenson
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 3 - OFFICE COPY